



Federal Communications Commission  
Washington, D.C. 20554  
April 1, 2010

***In Reply Refer to:***  
1800B3-BSH/LAS

Voice for Christ Ministries, Inc.  
c/o William D. Silva, Esq.  
Law Offices of William D. Silva  
P.O. Box 1121  
Stevensville, MD 21666

**Re: AM Broadcast Auction 84  
MX Group 84-58**

Fairbanks, Alaska  
Facility ID No. 160366  
File No. BNP-20040126AAC

**Application for a New AM Station  
Construction Permit**

Dear Applicant:

This letter is in reference to the above-captioned application for a new AM station at Fairbanks, Alaska, filed by Voice for Christ Ministries, Inc. ("VCMI"). This application was included in AM Auction 84 MX Group 84-58.<sup>1</sup> After evaluation of the settlement agreements and technical solutions filed in MX Group 84-58,<sup>2</sup> we find that the above-referenced application is no longer mutually exclusive with any other application in MX Group 84-58. Therefore, we direct VCMI to file a complete FCC Form 301 application.

Accordingly, IT IS ORDERED that VCMI, within 60 days of the date of this letter, is to file a complete FCC Form 301 in connection with its application for a construction permit for a new AM broadcast station at Fairbanks, Alaska (File No. BNP-20040126AAC), pursuant to the procedures set forth in the Commission's Rules.<sup>3</sup>

The facilities proposed in the FCC Form 301 must comply with all applicable AM rules. Applicants must demonstrate that the proposed facility protects existing stations and earlier filed applications, and that the daytime and nighttime facilities comply with principal city coverage requirements.<sup>4</sup> Any differences between the tech box proposal filed during the AM Auction 84 filing

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<sup>1</sup> AM Auction 84 MX Group 84-58 consisted of 39 applications.

<sup>2</sup> See *AM Auction No. 84 Mutually Exclusive Applicants Subject to Auction, Settlement Period Announced for Certain Mutually Exclusive Application Groups; September 16, 2005 Deadline Established for Section 307(b) Submissions*, Public Notice, 20 FCC Rcd 10563 (MB 2005) ("AM MX Public Notice").

<sup>3</sup> See 47 C.F.R. §§ 0.401(b), 1.1104, 1.1109, 73.5005(d), and 73.3512.

<sup>4</sup> See *id.* §§ 73.24, 73.37, and 73.182.

window and the complete FCC Form 301 must be minor changes, as defined by the applicable AM service rules,<sup>5</sup> and must not create new application conflicts.

We note that VCMi checked the box labeled “noncommercial educational” in response to the “Applicant Status” question on the profile page of its originally submitted FCC Form 175 application. All singleton applicants making this election are required to demonstrate “that they meet all Commission eligibility requirements for noncommercial educational stations on the subsequently submitted long form application.”<sup>6</sup>

As a noncommercial educational (“NCE”) AM applicant, VCMi must file electronically the FCC 301 application. In accordance with Section 1.1114(c) of the Commission's Rules (the “Rules”),<sup>7</sup> VCMi's FCC 301 application is exempt from application filing fees. Section 73.503(a) of the Rules states that an NCE broadcast station “will be licensed only to a nonprofit educational organization and upon showing that the station will be used for the advancement of an educational program.”<sup>8</sup> Therefore, to establish NCE eligibility, AM NCE applicants must supplement their FCC 301 filings with answers to questions 2 through 5, Section II -- Legal and Financial of FCC 340, Application for Construction Permit for Reserved Channel Noncommercial Educational Broadcast Station, December 2008 edition. Responses to questions 2 through 5 of the FCC Form 340, including any requisite exhibits, must be filed as an attachment to the FCC 301 submission.

The complete FCC Form 301 application must be filed electronically through the Media Bureau's Consolidated Database System (CDBS) online electronic forms system. For information regarding electronic application filing, refer to the April 28, 2000, Public Notice, *Mass Media Bureau Implements Consolidated Database System (CDBS) Electronic Filing of FCC Forms 301, 302, 314, 315, 316, and 347*. When filing the complete FCC Form 301, an applicant must select “Long Form Application for AM Auction No. 84” on the Pre-form for Form 301 (Question 2 – Application Purpose). In addition, the CDBS file number previously issued to the tech box submission filed in the AM Auction No. 84 filing window must be entered on the Pre-form in the field “Eng. Proposal File Number.” Instructions for use of the electronic filing system are available in the CDBS User's Guide, which can be accessed from the electronic filing website at <http://www.fcc.gov/mb/elecfile.html>. For assistance with electronic filing, call the Audio Division Help Desk at (202) 418-2831.

The staff will return applications not submitted in accordance with the procedures described above. Failure to timely file the complete FCC Form 301 application, **on or before June 2, 2010**, will

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<sup>5</sup> *Id.* § 73.3571.

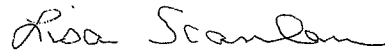
<sup>6</sup> See *Reexamination of the Comparative Standards for Noncommercial Educational Applicants, Second Report and Order*, 18 FCC Rcd 6691, 6699-6700 (2003).

<sup>7</sup> 47 C.F.R. § 1.1114(c).

<sup>8</sup> *Id.* § 73.503(a).

result in dismissal of the tech box proposal filed during the AM Auction No. 84 filing window for failure to prosecute, pursuant to Section 73.3568 of the Commission's Rules.<sup>9</sup>

Sincerely,

A handwritten signature in cursive script, appearing to read "Peter H. Doyle".

Peter H. Doyle  
Chief, Audio Division  
Media Bureau

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<sup>9</sup> *Id.* § 73.3568.